IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL WRIT PETITION NO. 1627 OF 2005

Infinity Electric Pvt. Ltd. & Ors ...Petitioners

Versus

State of Maharashtra & Ors ...Respondents

.....

Mr. S.V. Marwadi i/b M/s. R.K. Associates, Advocate for Petitioners.

Ms. Neeta T. Raikar h/f Ms.Nirmala Bhosale, Advocate for Respondent No.2

Mr. V.B. Konde Deshmukh, A.P.P. for State.

.....

CORAM: SMT. V.K. TAHILRAMANI, J.
DATED: 15TH JULY, 2005

P. C.:-

1. Heard the learned advocate for the petitioners i.e. original accused, the learned advocate for the respondent No.2 i.e. original complainant and the learned A.P.P. for the State. The complainant is also present in person and has tendered his affidavit. Perused the said affidavit. The affidavit is taken on record and marked as "X" for identification.

2. The petitioners are seeking quashing of proceedings relating to C.C. No.992 of 2004 which is pending before the learned J.M.F.C. CBD Belapur, Navi Mumbai. The said case is under Section 415 and

420 r.w. 34 of I.P.C. The said complaint has been referred to the police under Section 156(3) of Cr.P.C. On being referred to the police, an F.I.R. came to be registered at A.P.M.C. Police. The petitioners are also seeking quashing of the said F.I.R.

3. It is stated by the parties that the dispute has been amicably settled between the parties and that the complainant does not wish to pursue his complaint. In the affidavit also the complainant has stated that the dispute between the parties has been settled amicably and that the settlement has been arrived at between the parties and in view of the settlement nothing remains in the complaint. The complainant has stated that in view of this fact the complaint and the proceedings relating thereto may be quashed.

4. Looking to the fact that the parties have amicably settled the dispute between them and the complainant does not wish to pursue his complaint, the F.I.R. No.04/2004 registered at A.P.M.C. police station and proceedings relating to C.C. No.992 of 2004 which is pending before the learned J.M.F.C. CBD Belapur, Navi Mumbai, are quashed.

5. Writ petition is disposed of.

*****